

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Justin Terrell v Clarissa Marie-Marion Vaughn**
Docket No. **282986**
L.C. No. **04-007985-NI**

Henry William Saad, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The claim of appeal filed January 8, 2008, is DISMISSED for lack of jurisdiction because appellant failed to file the claim of appeal within 21 days of the November 30, 2007 order denying the motion for new trial as required by MCR 7.204(A)(1)(b). Because the motion for reconsideration was not filed within 21 days of the September 13, 2007 final judgment it did not extend the time period to file the claim of appeal. See MCR 7.204(A)(1)(b) and *Allied Electric v Tenaglia*, 461 Mich 285 (1999). As a result, appellants may only challenge the order in question by filing an application for delayed appeal under MCR 7.205.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN 30 2008

Date

Sandra Schultz Mengel
Chief Clerk